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☐ an offense under 18 U.S.C. §§ 924(c), 956(a), or 2332(b).

☐ an offense listed in 18 U.S.C. § 2332b(g)(5)(B) (crimes of terrorism) for which a maximum term of imprisonment of ten years or more is prescribed.

☐ an offense involving a minor victim prescribed in _____.¹

☐ (2) Defendant has not rebutted the presumption established by finding (1) that no condition or combination of conditions will reasonably assure Defendant's appearance as required at future court proceedings and the safety of the community.

Alternative Findings

☒ (1) There is a serious risk that Defendant will flee and no condition or combination of conditions will reasonably assure Defendant's appearance as required at future court proceedings.

☒ (2) No condition or combination of conditions will reasonably assure the safety of the community or others if Defendant were released from detention.

☐ (3) There is a serious risk that the defendant will (obstruct or attempt to obstruct justice) (threaten, injure, or intimidate a prospective witness or juror).

¹ Insert as applicable: 18 U.S.C. § 1201 (kidnaping); § 1591 (sex trafficking); § 2241 (aggravated sexual abuse); § 2242 (sexual abuse); § 2244(a)(1) (certain abusive sexual contact); § 2245 (offenses resulting in death); § 2251 (sexual exploitation of children); § 2251A (selling or buying of children); § 2252(a)(1), 2252(a)(2), 2252(a)(3) (certain activities relating to material involving sexual exploitation of minors); § 2252A(a)(1), 2252A(a)(2), 2252A(a)(3), 2252A(a)(4) (certain activities relating to material constituting or containing child pornography); § 2260 (production of sexually explicit depictions of minors for importation into the U.S.); § 2421 (transportation for prostitution or a criminal sexual activity offense); § 2422 (coercion or enticement for a criminal sexual activity); § 2423 (transportation of minors with intent to engage in criminal sexual activity); and § 2425 (use of interstate facilities to transmit information about a minor).

1 ☐ (4) _____

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5 **PART II -- WRITTEN STATEMENT OF REASONS FOR DETENTION**
(Check one or both, as applicable)

6 ☒ (1) The Court finds that credible testimony and information submitted at the hearing
7 establish by clear and convincing evidence as to danger that:

8 1. Defendant has several convictions for crimes of violence, including Assault, Domestic
9 Violence, Armed Robbery; 2. Defendant has a prior felony conviction for a weapon
10 possession in 2004

11 _____
12 _____
13 _____
14 ☐ (2) The Court finds by a preponderance of the evidence as to risk of flight that:

15 ☐ Defendant has no significant contacts in the District of Arizona;

16 ☐ Defendant has no resources in the United States from which he/she might
17 make a bond reasonably calculated to assure his/her future appearance;

18 ☒ Defendant has a prior criminal history;

19 ☒ Defendant has a record of failure(s) to appear in court as ordered;

20 ☐ Defendant attempted to evade law enforcement contact by fleeing from law
21 enforcement;

22 ☐ Defendant is facing a minimum mandatory of _____ incarceration and
23 a maximum of _____ if convicted;

☐ Defendant does not dispute the information contained in the Pretrial Services Report, and all supplements, if any, except:

☒ In addition:

1. Defendant failed to appear for a pretrial conference in a criminal case in 2004; 2. Defendant absconded from State parole in 2003 and 2011; 3. Defendant has been unemployed since his release from ADOC in September 2012; 4. Defendant has a history of alcohol abuse and illicit drug usage and tested positive for marijuana and methamphetamine by PTS upon his arrest in this case. His alcohol abuse and illicit drug usage make him inherently unreliable and untrustworthy to appear as required.

The Court incorporates by reference the findings of the Pretrial Services report and all supplements, if any, which were reviewed by the Court at or before the time of the hearing in this matter.

PART III -- DIRECTIONS REGARDING DETENTION

IT IS ORDERED that Defendant is hereby committed to the custody of the Attorney General or his/her designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. 18 U.S.C. § 3142(i)(2). Defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. 18 U.S.C. § 3142 (i)(3). Upon order of a court of the United States or request of an attorney for the Government, the person in charge of the corrections facility shall deliver Defendant to the United States Marshal Service for the purpose of an appearance in connection with a court proceeding. 18 U.S.C. § 3142(i)(4).

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